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Mining Regulation & Reclamation
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Air Pollution Control
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DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

DIVISION OF ENVIRONMENTAL PROTECTION

333 W. Nye Lane, Room 138
Carson City, Nevada 89706

PUBLIC NOTICE OF PROPOSED ACTION

October 28, 2004

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes and the Federal Clean Water Act. The Administrator has received an application for renewal of National Pollutant Discharge Elimination System (NPDES) Permit # NV0023043 from the following applicant:

Maryland Villas LLC
818 W. Brooks Avenue
Las Vegas, NV 89030

Maryland Villas LLC operates the dewatering system at the Maryland Villas Apartment Complex, located at the Northeast Corner of Maryland Parkway and Wilson Avenue Las Vegas, Clark County, NV 89101. Maryland Villas Apartment Complex is a housing development with 108 apartments on a five-acre site. The development requires permanent dewatering of the below-grade levels of the building foundations. The dewatering system intercepts groundwater seepage from the underlying shallow aquifer in a network of French drains, and discharges this seepage into the Clark County stormdrain system. The stormdrain outfalls to the Upper Las Vegas Wash. Since the dewatering system is permanent, the Division requires the applicant to obtain a five-year NPDES discharge permit. The dewatering discharge will be limited to a maximum flow of 0.072 million gallons per day (50 gallons per minute). Based on a review of the NPDES permit application, the Division has made the tentative determination to renew the NPDES permit for a period of five (5) years.

Persons wishing to comment upon or object to the proposed determinations by the Administrator regarding permit issuance, or request a hearing pursuant to the Nevada Administrative Code, Water Pollution Control, should submit their comments or request, in writing, within thirty (30) days of the date of newspaper publication, hand-delivered or

postmarked no later than **5:00 P.M. on December 1, 2004**, either in person or by mail to:

**Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
333 West Nye Lane
Carson City, Nevada 89706-0851**

Comments and/or hearing requests received via facsimile or e-mail before **5:00 P.M. December 1, 2004** will also be accepted. All requests for hearings must indicate the interest of the person filing the request and the reason(s) why a hearing is warranted. All comments or objections received within the thirty (30) day comment period will be considered in the formulation of final determinations regarding the application. If written comments indicate a significant degree of public interest in the proposed permit, the Administrator shall hold a public hearing. The public notice of such hearings will be issued not less than thirty (30) days prior to the public hearing date.

If no hearing is held and the determinations of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The application, proposed permit, comments received, and other information are on file and may be copied or copies may be obtained by writing to the above address or by contacting Janine Hartley, Bureau of Water Pollution Control at (775) 687-9458, or at jhartley@ndep.nv.gov. The office facsimile number is (775) 687-4684. This notice and the Fact Sheet for this facility are also available on the NDEP website at www.ndep.nv.gov/admin/public.htm.

Please bring the foregoing notice to the attention of all persons who may be interested in this matter.